



February 16, 2016

ENGROSSED HOUSE BILL No. 1218

DIGEST OF HB 1218 (Updated February 11, 2016 1:01 pm - DI 84)

Citations Affected: IC 23-2.

Synopsis: Franchise employment. Provides that, for purposes of the Indiana franchise law, a franchisor (as defined under federal regulations) is not considered to be an employer or co-employer of: (1) a franchisee (as defined under federal regulations); or (2) an employee of a franchisee; unless the franchisor agrees in writing to assume the role of an employer or co-employer.

Effective: July 1, 2016.

Harman, Cox, Bauer, Ober

(SENATE SPONSOR — PERFECT)

January 11, 2016, read first time and referred to Committee on Employment, Labor and Pensions.

January 26, 2016, reported — Do Pass.

January 28, 2016, read second time, ordered engrossed.

January 29, 2016, engrossed.

February 1, 2016, read third time, passed. Yeas 93, nays 0.

SENATE ACTION

February 8, 2016, read first time and referred to Committee on Commerce & Technology.

February 15, 2016, reported favorably — Do Pass.

EH 1218—LS 6996/DI 110



February 16, 2016

Second Regular Session of the 119th General Assembly (2016)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2015 Regular Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1218

A BILL FOR AN ACT to amend the Indiana Code concerning
business and other associations.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 23-2-2.5-0.5 IS ADDED TO THE INDIANA
2 CODE AS A **NEW** SECTION TO READ AS FOLLOWS
3 [EFFECTIVE JULY 1, 2016]: **Sec. 0.5. (a) As used in this section,**
4 **"franchisor" has the meaning set forth in 16 CFR 436.1(k).**
5 **(b) As used in this section, "franchisee" has the meaning set**
6 **forth in 16 CFR 436.1(i).**
7 **(c) For purposes of this chapter, a franchisor is not considered**
8 **to be an employer or co-employer of:**
9 **(1) a franchisee; or**
10 **(2) an employee of a franchisee;**
11 **unless the franchisor agrees, in writing, to assume the role of an**
12 **employer or co-employer of the franchisee or the employee of a**
13 **franchisee.**

EH 1218—LS 6996/DI 110



COMMITTEE REPORT

Mr. Speaker: Your Committee on Employment, Labor and Pensions, to which was referred House Bill 1218, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

(Reference is to HB 1218 as introduced.)

GUTWEIN

Committee Vote: Yeas 11, Nays 0

COMMITTEE REPORT

Madam President: The Senate Committee on Commerce & Technology, to which was referred House Bill No. 1218, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is to HB1218 as printed January 26, 2016.)

BUCK, Chairperson

Committee Vote: Yeas 10, Nays 0

